

Tyler County Schools

P.O. Box 25
Middlebourne, WV 26149
(304) 758-2145
Fax (304) 758-4566

Robin L. Daquilante, Superintendent

Bonnie Henthorn, President
PJ Wells, Vice-President
Linda Hoover, Member
Jimmy Wyatt, Member
Scott Strode, Member

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
)
West Virginia Department of Education) CC Docket No. 02-6
In the Schools and Libraries Program)

REQUEST FOR WAIVER OF 471 APPLICATION DEADLINE

TYLER COUNTY SCHOOL DISTRICT, BEN 126733
FCCRN: 0011813730
471: 171019206

The Tyler County School District respectfully requests a waiver of the 2017-18 Form 471 application deadline for one application that includes three funding requests.

Tyler County School District has filed for voice, WAN and a DSL circuit for the transportation office under the telecommunications services category. This application is for all schools in Tyler County, WV. During the application process, there was some confusion caused by the E-rate Productivity Center messages sent to the signatory. The signatory received two requests at different times of the day to certify the Form 471. This request was not within the time period of the application window. This small district would be unable to afford these critical services without benefit of these valuable E-rate funds.

During the application process, the E-rate contact asked the State E-rate Coordinator to review the Form 471 prior to submission. The district was struggling to get their contracts corrected, due to an error, in time for the window filing and were in constant contact with the vendor and WVDE who was facilitating this urgent issue. There were some changes that needed to occur as a result of this review. Once they were signed, uploaded, and connected to the 471, the district E-rate Contact sent the form for certification to the signatory. During this process, the E-rate Contact kept being locked out of the system (see Exhibit 1 at the bottom). Note at the top of this message that the District E-rate Contact was sending it for certification. (See Exhibit 2 which shows that the form was sent for certification on May 11, 2017 at 10:38 am and that a second message was also sent at 1:46 pm on May 11th.) This is confusing since the form wasn't edited after May 11, 2017 at 10:34 am (see Exhibit 3) and implies that there was a system issue that caused these to be generated twice without the district's involvement. The district signatory believes that the form was certified since the emails to certify were subsequently deleted from his inbox. Their processes and procedures are that he would not delete these emails unless the task had been completed.

This lack of certification was brought to our attention on Wednesday, August 2nd at 5:04 pm, after close of business, (see Exhibit 4) 83 days after the Form 471 deadline, when the State E-rate Coordinator was running estimates for the FY2018 C2 budgets. The WVDE notified Tyler County that their application had not been certified. No notifications of a missing certification or late-filed Form 471 were made to the district.

At that time, the first date that the Treasurer returned to the office, Tyler County certified the Form 471 listed above in the EPC portal at 2:49 pm on August 4th per guidance of USAC Client Services Bureau, outside of the general 14-day grace period. USAC was unable to confirm logins of any individual as this data is not tracked by USAC. We are filing this request today because we require a waiver of the Form 471 filing deadline. We also request that the FCC consider directing USAC to generate reminder notices to anyone with an uncertified Form 471 that is sent to all users to avoid situations where an applicant believes they have certified only to find out they have not.

Thank you so very much for your support in granting this request for waiver of the filing deadline of May 11, 2017, it will serve the best interest of the students of Tyler County on behalf of our application to ensure adequate connectivity and communications.

Respectfully submitted this 28 day of August, 2017.

A handwritten signature in black ink, appearing to read "Jeffrey A. Davis", with a long horizontal flourish extending to the right.

Jeffrey A. Davis, Treasurer
Tyler County Board of Education
PO Box 25
114 Dodd Street
Middlebourne, WV 26149
(304) 758-2145
jfdavis@k12.wv.us

Julia Benincosa Legg

From: David Smith
Sent: Thursday, May 11, 2017 10:31 AM
To: Julia Benincosa Legg
Subject: RE: AF Form 471 Review

Makes sense which is what I did. Should have the form certified soon.

David Smith
davidksmith@k12.wv.us
Tyler County School Technology System Specialist (TSS)
1993 Silver Knight Drive
Sistersville, WV 26175
Mobile (304)771-8321
Office (304) 758-9000 ext. 201

From: Julia Benincosa Legg
Sent: Thursday, May 11, 2017 10:30 AM
To: David Smith <davidksmith@k12.wv.us>
Subject: RE: AF Form 471 Review

I would upload a file all together with all of them in one place. You can only point back to one contract document.

Julia

Julia Benincosa Legg

State E-rate Coordinator
Office of Technology Integration and Support



1900 Kanawha Blvd., East

Charleston, WV 25305

304.558.7880 P

304.558.2584 F

E-mail: julia.legg@k12.wv.us

wvde.state.wv.us

E-rate: <http://wvde.state.wv.us/technology/erate>

Library Media: <http://tinyurl.com/wv-lms>

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From: David Smith
Sent: Thursday, May 11, 2017 10:00 AM

To: Julia Benincosa Legg <julia.legg@k12.wv.us>

Subject: RE: AF Form 471 Review

Should that be uploaded with the original contract or separately?

David Smith

davidksmith@k12.wv.us

Tyler County School Technology System Specialist (TSS)

1993 Silver Knight Drive

Sistersville, WV 26175

Mobile (304)771-8321

Office (304) 758-9000 ext. 201

From: Julia Benincosa Legg

Sent: Thursday, May 11, 2017 9:58 AM

To: David Smith <davidksmith@k12.wv.us>

Subject: RE: AF Form 471 Review

Great. I just spoke with his boss who explained it all to me!!

Julia

Julia Benincosa Legg

State E-rate Coordinator

Office of Technology Integration and Support



1900 Kanawha Blvd., East

Charleston, WV 25305

304.558.7880 P

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wvde.state.wv.us

E-rate: <http://wvde.state.wv.us/technology/erate>

Library Media: <http://tinyurl.com/wv-lms>

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From: David Smith

Sent: Thursday, May 11, 2017 9:52 AM

To: Julia Benincosa Legg <julia.legg@k12.wv.us>

Subject: FW: AF Form 471 Review

How does this look?

David Smith

davidksmith@k12.wv.us

Tyler County School Technology System Specialist (TSS)

1993 Silver Knight Drive

Sistersville, WV 26175

Mobile (304)771-8321

Office (304) 758-9000 ext. 201

From: Hunter, Melvin [<mailto:Melvin.Hunter@ftr.com>]

Sent: Thursday, May 11, 2017 9:51 AM

To: David Smith <davidksmith@k12.wv.us>

Cc: Kay, Jeffrey <jeffrey.kay@ftr.com>

Subject: RE: AF Form 471 Review

Mr. Smith,

Per your request, please see attached letter for your Erate Response.

Please let me know if you have any questions or if additional information is required.

Thanks,

Melvin Hunter

304-410-5378

From: David Smith [<mailto:davidksmith@k12.wv.us>]

Sent: Thursday, May 11, 2017 7:00 AM

To: Hunter, Melvin <Melvin.Hunter@ftr.com>

Subject: Fwd: AF Form 471 Review

Mr Hunter,

Read below. Is this something you can take care of today as the form is due today?Read below.

David

Sent from my iPhone

Begin forwarded message:

From: Julia Benincosa Legg <julia.legg@k12.wv.us>

Date: May 10, 2017 at 9:58:57 PM EDT

To: David Smith <davidksmith@k12.wv.us>, Jeff Davis <jfdavis@k12.wv.us>

Subject: RE: AF Form 471 Review

David,

I am SO sorry that happened to you!! ☹ I'm sure you're quite frustrated after both of those happening. I have been locked out frequently if I have too many tabs open with EPC OR close out without signing out (I'm terrible about doing that!!).

So questions/comments I have...

1. Your contract module info has some issues. I think that you will need to create a new module—and may need to get the contract you have revised based on the terms. I do have a question about your contract. It looks nothing like the typical I have seen where it says 3 years with 2- 1 year renewals. It says it's effective July 1, 2017 and term is 60 (I'm guessing MONTHS)? We aren't permitted a 60 month contract. Also, to be eligible for the 3 year base with 2 one year renewals, you must have an Agreement Addendum attached. I do not see your addendum at all. This needs to be addresses ASAP. I'm CCing Jeff to aide in the contract part. (Don't worry Jeff, I won't ask you to "do E-rate.") lol Your module should then read effective July 1, 2017, expires for this term June 30, 2020. With options for renewal, yes, then qty 2 for the renewals. Total of 60 months.
2. Be sure to get that signed agreement addendum, too!! ;-)

The good news is that you won't have to redo all your work for the new contract information. You will just go back to the FRN, check the box next to the FRN, click Edit FRN at the bottom in the buttons and then continue until the contract information is there and search in your records for the new contract. Use a different contract name so that it is apparent when you search which is the corrected one. I'm in the office until 10, then I have to take my son for his cardiac appointment and to get fitted for a halter monitor. I will be checking emails, but not "in the office."

Julia

Julia Benincosa Legg

State E-rate Coordinator

Office of Technology Integration and Support



1900 Kanawha Blvd., East

Charleston, WV 25305

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304.558.2584 F

E-mail: julia.legg@k12.wv.us

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E-rate: <http://wvde.state.wv.us/technology/erate>

Library Media: <http://tinyurl.com/wv-lms>

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From: David Smith

Sent: Wednesday, May 10, 2017 12:48 PM

To: Julia Benincosa Legg <julia.legg@k12.wv.us>

Subject: AF Form 471 Review

Julia,

I had to retype it since I lost the 471 on the EPC site. I also was locked out for about an hour. I have added the current Frontier contracts and broken out the voice FRNs. I also updated the WAN FRNs since we increased the bandwidth at all of the schools.

David Smith

davidksmith@k12.wv.us

Tyler County School Technology System Specialist (TSS)

1993 Silver Knight Drive

Sistersville, WV 26175

Mobile (304)771-8321

Office (304) 758-9000 ext. 201

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Jeff Davis

From: Universal Service Administrative Company (USAC) <portal@usac.org>
Sent: Thursday, May 11, 2017 10:38 AM
Subject: New Task: FCC Form 471 (Tyler2017) submitted by David Smith is Ready for Certification



FCC Form 471 (Tyler2017) submitted by David Smith is Ready for Certification

This task was assigned to you on May 11, 2017 10:38 AM EDT
The task priority is Normal

To view the task, please [follow this link](#)

This message has been sent by EPC

Jeff Davis

From: Universal Service Administrative Company (USAC) <portal@usac.org>
Sent: Thursday, May 11, 2017 1:46 PM
Subject: New Task: FCC Form 471 (Tyler2017) submitted by David Smith is Ready for Certification



FCC Form 471 (Tyler2017) submitted by David Smith is Ready for Certification

This task was assigned to you on May 11, 2017 1:46 PM EDT
The task priority is Normal

To view the task, please [follow this link](#)

This message has been sent by EPC

 Universal Service Administrative Co.

Summary ▾
News
Related Actions
Funding Requests
Review Inquiries
Connectivity Information
Discount Calculation
Entity Information

Records / FCC Forms 471

Tyler2017 - #171019206 [Follow](#)

Incomplete


Certified

In Review

Outreach

Wave Ready

Committed

Application Information 

Nickname

Tyler2017

Application Number

171019206

Funding Year

2017

Category of Service

Category 1

Created Date

4/18/2017 9:56 AM EDT

Created By

David Smith

Certified Date

Certified By

Last Modified Date

5/11/2017 10:34 AM EDT

Last Modified By

David Smith

Billed Entity Information

TYLER COUNTY SCHOOL DISTRICT
114A Dodd Street
MIDDLEBOURNE, WV 26149
304-758-2145
davidksmith@k12.wv.us

Billed Entity Number:

126733

FCC Registration Number:


0011813730

Applicant Type:

School District

Consultant Information

There are currently no consulting firms associated with your organization. If this is in error, please update your organization profile.

Contact Information 

Name

David K Smith

Phone Number

304-758-9000 x201

Email

davidksmith@k12.wv.us

Holiday / Summer Contact Information

Contact Information

Jeff Davis
jfdavis@k12.wv.us
304-758-2145

FCC Form 471 Generated Documents

There are no FCC Form 471 Documents generated at this time.

Julia Benincosa Legg

From: Julia Benincosa Legg
Sent: Wednesday, August 2, 2017 5:04 PM
To: Jeff Davis - TYLER (jfdavis@k12.wv.us); 'DAVID SMITH (davidksmith@k12.wv.us)'
Subject: FY 2017 E-rate Form 471
Attachments: RE: AF Form 471 Review

Jeff & David,

I was preparing the 2018 estimates for C2 budgets. When I went to pull Tyler County's 471 discount percentage, I saw you had nothing submitted. Do you have record of submission and certification??

Last communication I had from David was that it was slated to be certified soon as of May 11th...see attached.

Julia

Tyler2017 - #171019206[Follow](#)

Incomplete

Certified

In Review

Outreach

Application Information

Nickname	Tyler2017	Created Date	4/18
Application Number	171019206	Created By	Dav
Funding Year	2017	Certified Date	
Category of Service	Category 1	Certified By	
		Last Modified Date	5/11
		Last Modified By	Dav

Billed Entity Information

TYLER COUNTY SCHOOL DISTRICT
 114A Dodd Street
 MIDDLEBOURNE, WV 26149
 304-758-2145
 davidksmith@k12.wv.us

Billed Entity Number: 1267
 FCC Registration Number:
 Applicant Type: School Dis

Consultant Information

There are currently no consulting firms associated with your organization. If this is in error, please

Contact Information

Name	David K Smith	Phone Number	304
Email	davidksmith@k12.wv.us		

Holiday / Summer Contact Information

Contact Information
 Jeff Davis
 jfdavis@k12.wv.us
 304-758-2145

FCC Form 471 Generated Documents

There are no FCC Form 471 Documents generated at this time.

Julia Benincosa Legg

State E-rate Coordinator
 Office of Technology Integration and Support



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